

06-25-01

A

06/22/01
10360 U.S. PTO

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**UTILITY PATENT APPLICATION
TRANSMITTAL LETTER
UNDER 37 C.F.R. 1.53(b)**

ATTORNEY DOCKET NO.:
11443/56

1033 U.S. PTO
09/887789
06/22/01

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231
Box Patent Application

Transmitted herewith for filing is the patent application of

Inventor(s): WHITMAN, Michael P.; BURBANK, John E.; ZEICHNER, David A.

For : **ELECTRO-MECHANICAL SURGICAL DEVICE**

1. Enclosed are:
 - a. 44 sheets of specification, 5 sheets of claims, and 1 sheet of abstract;
 - b. 44 sheets of drawings;
 - c. Declaration (unsigned);
 - d. Return Receipt Postcard.

2. Continuing application information:

This application is a continuation-in-part of U.S. Patent Application Serial No. 09/836,781, filed on April 17, 2001, which is a continuation-in-part of 09/723,715, filed November 28, 2000, which is a continuation-in-part of U.S. Patent Application Serial No. 09/324,451, filed on June 2, 1999, a continuation-in-part of U.S. Patent Application Serial No. 09/324,452, filed on June 2, 1999, which is a continuation-in-part of 09/351,534 filed on July 12, 1999, a continuation-in-part of U.S. Patent Application 09/510,923, filed on February 22, 2000, which is a continuation-in-part of U.S. Patent Application Serial No. 09/324,452, which is a continuation-in-part of 09/510,927, filed on February 22, 2000, which is a continuation-in-part of U.S. Patent Application Serial No. 09/324,452, and a continuation-in-part of U.S. Patent Application Serial No. 09/510,932, filed on February 22, 2000.

3. Applicants are deemed to be a small entity and are entitled to small entity status.
4. The filing fee has been calculated as shown:

	NUMBER FILED	NUMBER EXTRA*	RATE (\$)	FEE (\$)
BASIC FEE				710.00
TOTAL CLAIMS	31 - 20 =	11	18.00	198.00
INDEPENDENT CLAIMS	2 - 3 =	0	80.00	0.00
MULTIPLE DEPENDENT CLAIM PRESENT				260.00
*Number extra must be zero or larger			TOTAL	908.00
If applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	454.00

5. Please charge the required application filing fee of **\$454.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
6. The Commissioner is hereby authorized to charge payment of any fees associated with this communication or arising during the pendency of this application, with the exception of the Issue Fee, or credit any overpayment, to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
7. When payment of any Issue Fee under 37 C.F.R. § 1.18 and/or Post Issuance Fee under 37 C.F.R. § 1.20 has previously been expressly authorized, the Commissioner is hereby authorized to charge payment of any deficiency in these fees to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
8. A duplicate of this sheet is enclosed.

Dated: 22 June 2001

By:



Michelle M. Carniaux (Reg. No. 36,098)

KENYON & KENYON
One Broadway
New York, New York 10004
(212) 425-7200 (phone)
(212) 425-5288 (facsimile)

102290" 6842880

EXPRESS MAIL CERTIFICATE

"EXPRESS MAIL" MAILING LABEL NUMBER EL24450335US

DATE OF DEPOSIT 6/22/01

TYPE OF DOCUMENT Continuation-In-Pat Application

RE: WHITMAN, Michael P, et al.

SERIAL NO. To be Assigned FILING DATE Herewith

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE, BY BEING HANDED TO A POSTAL CLERK OR BY BEING PLACED IN THE EXPRESS MAIL BOX BEFORE THE POSTED DATE OF THE LAST PICK UP, AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

Chandua Seonawan

(PRINTED NAME OF PERSON MAILING PAPER OR FEE)

Chandua Seonawan

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

Electro-Mechanical Surgical Device